

IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Brian KESSLER

Application No.: 10/677,296

Filed: October 3, 2003

For: JUMPING OR SKIPPING PLAYTHING



Art Unit: 3764

Examiner: V. K. Wang

Washington, D.C.

Atty.'s Docket: KESSLER=63A

Confirmation No.: 9647

Date: March 13, 2006

Customer Service Window, Mail Stop Amendment

Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building, 401 Dulany Street  
Alexandria, Virginia 22314

Sir:

Transmitted herewith is a REPLY: AMENDMENT, REMARKS AND SUBMISSION OF DECLARATION UNDER 37 CFR 1.131 in the above-identified application.

[X] Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

[X] No additional fee is required.

[ ] The fee has been calculated as shown below:

	(Col. 1)	(Col. 2)	(Col. 3)
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR
TOTAL	* 14	MINUS ** 10	0
INDEP. * 2 MINUS *** 1 0			
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			

SMALL ENTITY		OR	OTHER THAN SMALL ENTITY	
RATE	ADDITIONAL FEE		RATE	ADDITIONAL FEE
x 25	\$		x 50	\$
x 100	\$		x 200	\$
+ 180	\$		+ 360	\$
ADDITIONAL FEE TOTAL			TOTAL	

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

[X] Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

[ ] It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

**Small Entity**

Response Filed Within

- [ ] First - \$ 60.00
- [ ] Second - \$ 225.00
- [ ] Third - \$ 510.00
- [ ] Fourth - \$ 795.00

Month After Time Period Set

**Other Than Small Entity**

Response Filed Within

- [ ] First - \$ 120.00
- [ ] Second - \$ 450.00
- [ ] Third - \$ 1020.00
- [ ] Fourth - \$ 1590.00

Month After Time Period Set

[ ] Less fees (\$ \_\_\_\_\_) already paid for \_\_\_\_ month(s) extension of time on \_\_\_\_\_.

[ ] Please charge my Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_.

[ ] Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$ \_\_\_\_\_.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (check no. \_\_\_\_\_).

[X] The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

Jay Neimark, Reg #21,082  
for Sheridan Neimark

By:

Sheridan Neimark  
Registration No. 20,520



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: KESSLER=63A

In re Application of:	)	Confirmation No.: 9647
	)	
Brian KESSLER	)	Art Unit: 3764
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Appln. No.: 10/677,296	)	Examiner: V. K. Wang
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Filing Date: October 3, 2003	)	March 13, 2006
	)	
For: JUMPING OR SKIPPING	)	
PLAYTHING	)	

**REPLY: AMENDMENT, REMARKS AND SUBMISSION OF  
DECLARATION UNDER 37 CFR 1.131**

Customer Service Window, Mail Stop Amendment  
Honorable Commissioner for Patents  
U.S. Patent and Trademark Office  
Randolph Building  
401 Dulany Street  
Alexandria, Virginia 22314

Sir:

Replying to the Office Action mailed December 13, 2005, please amend as follows:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 5 of this paper.